## PATENT COOPERATION TREATY

# **PCT**

### INTERNATIONAL PRELIMINARY EXAMINATION REPORT

REC'D	1	0	SEP	2004
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(PCT Article 36 and Rule 70)

Applicant's or agent's file reference  CF/041 PCT	FOR FURTHER ACTION	See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)					
International application No.	International filing date (day/mor	nth/year) Priority date (day/month/year)					
PCT/US02/33302 16 October 2002 (16.		18 October 2001 (18.10.2001)					
International Patent Classification (IPC) or national classification and IPC							
IPC(7): G06F 17/60 and US Cl.: 705/37							
Applicant							
ESPEED, INC.							
This international preliminary examination report has been prepared by this International Preliminary     Examining Authority and is transmitted to the applicant according to Article 36.							
2. This REPORT consists of a total of sheets, including this cover sheet.							
This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).  These annexes consist of a total of sheets.							
3. This report contains indica	ations relating to the following i	items:					
I 🔀 Basis of the rep	ort						
II Priority							
III Non-establishm	ent of report with regard to nov	velty, inventive step and industrial applicability					
IV Lack of unity of	f invention						
	V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement						
VI Certain docume	Certain documents cited						
VII Certain defects	Certain defects in the international application						
VIII Certain observa	VIII Certain observations on the international application						
Date of submission of the demand		Date of completion of this report					
16 May 2003 (16.05.2003)		13 August 2004 (13.08.2004)					
Name and mailing address of the IPEA/US		Authorized officer Allowe					
Mail Stop PCT, Attn: IPEA/US Commissioner for Patents	Pim	7im P Trammell					
P.O. Box 1450 Alexandria, Virginia 22313-1450		Telephone No. 703-305-3900					
Facsimile No. (703) 305-3230							

Form PCT/IPEA/409 (cover sheet)(July 1998)

### INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.	
PCT/US02/33302	

I.	Basis	s of the report
1.	With	regard to the elements of the international application:*
	$\boxtimes$	the international application as originally filed.
	$\boxtimes$	the description:
		pages 1-41 as originally filed
		pages NONE , filed with the demand pages NONE , filed with the letter of .
	$\square$	the claims:
		pages 42-51 , as originally filed
		pages NONE, as amended (together with any statement) under Article 19
		pages NONE , filed with the demand
		pages NONE , filed with the letter of
	$\boxtimes$	the drawings:
		pages 1-15, as originally filed pages NONE, filed with the demand
		pages NONE , filed with the letter of
		the sequence listing part of the description:
		pages NONE, as originally filed
		pages NONE, filed with the demand pages NONE, filed with the letter of
2.	With	regard to the language, all the elements marked above were available or furnished to this Authority in the
	lang	uage in which the international application was filed, unless otherwise indicated under this item.
	Thes	e elements were available or furnished to this Authority in the following language which is:
	Ш	the language of a translation furnished for the purposes of international search (under Rule23.1(b)).
		the language of publication of the international application (under Rule 48.3(b)).
	Ш	the language of the translation furnished for the purposes of international preliminary examination(under Rules 55.2 and/or 55.3).
3.		n regard to any nucleotide and/or amino acid sequence disclosed in the international application, the mational preliminary examination was carried out on the basis of the sequence listing:
		contained in the international application in printed form.
		filed together with the international application in computer readable form.
		furnished subsequently to this Authority in written form.
		furnished subsequently to this Authority in computer readable form.
		The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the
		international application as filed has been furnished.
	Ш	The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.
4.		The amendments have resulted in the cancellation of:
		the description, pages <u>NONE</u>
		the claims, Nos. NONE
		the drawings, sheets/fig NONE
5.		This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**
th	is repo	coment sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in ort as "originally filed" and are not annexed to this report since they do not contain amendments (Rules 70.16 and 70.17). replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

### INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No. PCT/US02/33302

1. STATEMENT		
Novelty (N)	Claims NONE	YES
	Claims 1-58	
Inventive Step (IS)	Claims NONE	YES
inventive Step (15)	Claims 1-58	
Industrial Applicability (IA)	Claims 1-58 Claims NONE	YES
	Ciaillis NONE	NO
bid and offer command, requesting confirmation of the s to the confirmation (figures 2A, 5 and 11; column/line 5/ Claims 1-58 meets the criteria set out in PCT Article 33(be made or used in industry.  NEW CITATIONS	7-6/41)	•